

Remarks

Reconsideration and allowance of the subject patent application are respectfully requested.

Applicant acknowledges the indication in the Advisory Action that the November 13th Amendment overcomes the Section 112 rejection and the rejections relying upon Ishii et al.

The Advisory Action of January 22, 2008 objects to the claims under 37 C.F.R. 1.75(d)(1) because the phrase "...oblique with respect to a direction perpendicular to a moving direction of the recording medium..." allegedly finds no support as required by this rule. Applicant has amended the specification to provide support for the claim language in independent claims 1, 8, 11 and 15. No new matter is added inasmuch as the added language finds full support in the original drawings and specification. See, e.g., Figure 6B and the related description at, for example, page 15, lines 11-18. Based on this amendment to the specification, withdrawal of the objection under 37 C.F.R. 1.75(d)(1) is respectfully requested.

Claims 1, 3-6, 8, 10, 11 and 13-20 were rejected in the May 11, 2007 office action under 35 U.S.C. Section 102(b) as allegedly being "anticipated" by Satoh et al. '489 (U.S. Patent No. 4,104,489) or Satoh et al. '480 (U.S. Patent No. 4,224,480). As mentioned in the November 13th Amendment, independent claims 1, 8, 11 and 15 recite that an alignment direction of the plurality of gratings is oblique with respect to a direction perpendicular to a moving direction of the recording medium by the moving unit. These claims have been amended to further recite that the alignment direction of the plurality of gratings is oblique with respect to a direction perpendicular to a moving direction of the recording medium at the irradiation position. In the Satoh et al. references, the light modulator 32 (see Figure 1B) is clearly not positioned such that the alignment direction of gratings is oblique with respect to a direction perpendicular to the moving direction of the disc 20 at the irradiation position.

The continuation sheet of the second advisory action references Figure 6 of Satoh et al. as supporting the rejection based on Satoh et al. However, the radial symmetry of the holograms 16a in this figure belies any suggestion that this figure discloses or suggests the claimed features.

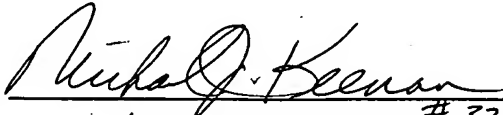
Consequently, the Satoh et al. patents do not anticipate the subject matter of independent claims 1, 8, 11 and 15 or the claims that depend therefrom.

KURODA
Application No. 10/822,147
Amendment Accompanying Request for Continued Examination

The pending claims are believed to be allowable and favorable office action is respectfully requested.

Respectfully submitted,

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10/822,147

Information recording apparatus, information re
apparatus, information recording method, infor
reproducing method and information recording

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Transaction History

| Date | Transaction Description |
|------------|--|
| 06-13-2008 | Workflow - Request for RCE - Begin |
| 06-13-2008 | Mail Abandonment for Failure to Respond to Office Action |
| 06-11-2008 | Abandonment for Failure to Respond to Office Action |
| 01-22-2008 | Mail Advisory Action (PTOL - 303) |
| 01-16-2008 | Advisory Action (PTOL-303) |
| 01-09-2008 | Date Forwarded to Examiner |
| 12-27-2007 | Amendment/Argument after Notice of Appeal |
| 01-09-2008 | Date Forwarded to Examiner |
| 12-14-2007 | Amendment/Argument after Notice of Appeal |
| 11-23-2007 | Mail Advisory Action (PTOL - 303) |
| 11-21-2007 | Advisory Action (PTOL-303) |
| 11-13-2007 | Notice of Appeal Filed |
| 11-18-2007 | Date Forwarded to Examiner |
| 11-13-2007 | Amendment after Final Rejection |
| 11-13-2007 | Request for Extension of Time - Granted |
| 05-11-2007 | Mail Final Rejection (PTOL - 326) |
| 05-10-2007 | Final Rejection |
| 03-19-2007 | Date Forwarded to Examiner |
| 03-07-2007 | Response after Non-Final Action |
| 12-13-2006 | Mail Non-Final Rejection |
| 12-07-2006 | Non-Final Rejection |
| 07-18-2006 | Information Disclosure Statement considered |
| 04-12-2004 | Information Disclosure Statement considered |
| 11-06-2006 | Case Docketed to Examiner in GAU |
| 07-18-2006 | Reference capture on IDS |
| 07-18-2006 | Information Disclosure Statement (IDS) Filed |
| 07-18-2006 | Information Disclosure Statement (IDS) Filed |
| 03-22-2006 | Case Docketed to Examiner in GAU |
| 11-11-2005 | Case Docketed to Examiner in GAU |
| 06-08-2005 | Case Docketed to Examiner in GAU |
| 03-01-2005 | IFW TSS Processing by Tech Center Complete |

04-12-2004 Request for Foreign Priority (Priority Papers May Be Included)
04-12-2004 Information Disclosure Statement (IDS) Filed
04-12-2004 Information Disclosure Statement (IDS) Filed
03-01-2005 Case Docketed to Examiner in GAU
08-14-2004 Transfer Inquiry to GAU
08-04-2004 Application Return from OIPE
08-04-2004 Application Is Now Complete
08-04-2004 Application Return TO OIPE
08-04-2004 Application Return from OIPE
08-04-2004 Application Return TO OIPE
08-04-2004 Application Dispatched from OIPE
08-04-2004 Application Is Now Complete
07-14-2004 Payment of additional filing fee/Preexam
07-14-2004 A statement by one or more inventors satisfying the requiren
USC 115, Oath of the Applic
06-23-2004 Notice Mailed--Application Incomplete--Filing Date Assigned
05-10-2004 Cleared by OIPE CSR
04-16-2004 IFW Scan & PACR Auto Security Review
04-12-2004 Initial Exam Team nn

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